

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF OKLAHOMA

FILED

OCT 31 1997

DOROTHY A. EVANS, CLERK
U.S. BANKRUPTCY COURT
NORTHERN DISTRICT OF OKLAHOMA

IN RE:)
BROWN, Christopher John,)
BROWN, Elaine Joyce (445-64-7115))

Debtors,)

CASE NO. 91-00551-C
CHAPTER 13

ELAINE JOYCE BROWN,)
Plaintiff,)

vs.)

Adversary Proceeding
No. 97-0162-R

UNITED STATES OF AMERICA, ex)
rel., U.S. DEPARTMENT OF)
EDUCATION,)
Defendant.)

CONSENT ORDER DETERMINING EDUCATIONAL LOAN
DEBT TO BE DISCHARGEABLE AND AGREED ORDER

The Court, having reviewed the file as well as the previously agreed to "Consent Judgment," it is therefore ORDERED, ADJUDGED AND DECREED THAT

1. The above captioned bankruptcy case was commenced on February 25, 1991. This adversary proceeding was commenced on April 29, 1995. This Court has jurisdiction over this adversary proceeding and the parties hereto pursuant to 28 U.S.C. 1334 and 11 U.S.C. 523 and other applicable law. This is a core matter pursuant to 28 U.S.C. 157(b)(2).

DOCKETED 10-31, 1997
Clerk, U.S. Bankruptcy Court
Northern District of Oklahoma

2. The United States, without admission as to liability, will refund to the Plaintiff the sum of \$584.75 which the Internal Revenue Service took by way of offset from Plaintiff's 1996 federal income tax refund.

3. The student loan, which is the subject of this adversary proceeding, is dischargeable.

4. The nature of this case settlement does not warrant actual, special or punitive damages against the United States and the Court does not assess such damages.

5. There has not been any willful violation of the automatic stay by the United States.

6. The Plaintiff and Defendant will pay their own costs, fees and expenses related to this matter.

IT IS SO ORDERED.

Dated this 31 day of October, 1997.


UNITED STATES BANKRUPTCY JUDGE

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